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| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|--|-------------|----------------------|---------------------|------------------|
| 09/581,890 | 08/28/2000 | Oliver Brustle | V0S-012 | 7106 |
| 23483 | 7590 | 01/11/2005 | EXAMINER | |
| WILMER CUTLER PICKERING HALE AND DORR LLP 60 STATE STREET BOSTON, MA 02109 | | | FALK, ANNE MARIE | |
| | | | ART UNIT | PAPER NUMBER |
| | | | 1632 | |
| DATE MAILED: 01/11/2005 | | | | |

Please find below and/or attached an Office communication concerning this application or proceeding.

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| Serial Number | Filing Date | First Named Applicant | Attorney Docket No. |
|---------------|-------------|-----------------------|---------------------|
| 09/581,890 | 8/28/2000 | Brustle | VOS-012 |

| EXAMINER | |
|------------------------|--------------|
| Anne-Marie Falk, Ph.D. | |
| ART UNIT | PAPER NUMBER |
| 1632 | 0105 |

Please find below a communication from the EXAMINER in charge of this application
Commissioner of Patents

The reply filed on October 22, 2004 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s):

Applicant has not responded to the second rejection under 35 U.S.C. 112, second paragraph, on page 10 of the Office Action and the amendment to the claims does not address the rejection because the claims continue to recite that the precursor cells have the ability to differentiate into "neuronal cells or glial cells" which renders the potentiality (multipotent or unipotent) of the precursor cells ambiguous. See 37 CFR 1.111(b) which provides that applicant must reply to every ground of objection and rejection in the prior Office Action.


Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. **EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a)**. In no case may an applicant extend the period for response beyond the six month statutory period. Direct the response to the undersigned.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Anne-Marie Falk, Ph.D. whose telephone number is (571) 272-0728. The examiner can normally be reached Monday through Friday from 10:00 AM to 7:30 PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Amy Nelson, can be reached on (571) 272-0804. The central official fax phone number for the organization where this application or proceeding is assigned is (571) 273-8300.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to (571) 272-0547.

Anne-Marie Falk, Ph.D.


ANNE-MARIE FALK, PH.D.
PRIMARY EXAMINER